

COUNCIL COPY

PURCHASING & LICENSING COMMITTEE

12-0359R

REPLACEMENT

RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO AGREEMENT NO. C21423 WITH ARCHITECTURAL RESOURCES, INC., FOR DESIGN AND PROJECT MANAGEMENT SERVICES TO COMPLETE THE PROJECT THAT ENCOMPASSES THE MIS SERVER ROOM AIR CONDITIONING UNIT REPLACEMENT, SWITCH CLOSET RELOCATIONS, RE-CABLING AND NECESSARY ELECTRICAL WORK, INCREASING THE AMOUNT PAYABLE BY \$18,000, FOR A TOTAL CONTRACT AMOUNT OF \$42,000.

CITY PROPOSAL:

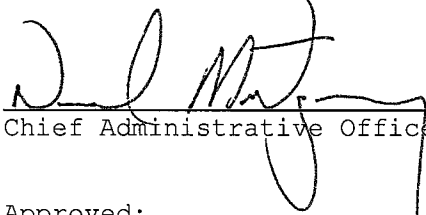
RESOLVED, that the proper city officials are hereby authorized to enter into Amendment No. 1 to city Agreement No. 21423, substantially in the form of that on file in the office of the city clerk as Public Document No. _____, with Architectural Resources, Inc., for design and project management services to complete the project that encompasses the MIS Server Room air conditioning unit replacement, switch closet relocations, re-cabling and necessary electrical work, increasing the amount payable by \$18,000 from the following accounts: Capital Improvements Fund 450, Dept./Agency 030 (Finance), Object 5520 (Buildings & Structures), Project CP2011-1109b.

Additional design services to include necessary electrical upgrades to the building service and construction administration during the course of the project.

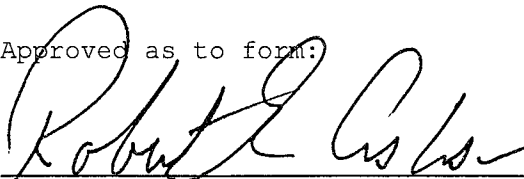
Approved:


Department Director

Approved for presentation to council:


Chief Administrative Officer

Approved as to form:


Attorney

Approved:


Auditor

FACILITIES DS:rb 07/11/2012

STATEMENT OF PURPOSE: This resolution authorizes Amendment No. 1 to the city's Agreement No. 21423 with Architectural Resources, Inc., for design and project management services to complete the project that encompasses the MIS Server Room air conditioning unit replacement, switch closet relocations, re-cabling and necessary electrical work, an increase of \$18,000, payable from the capital improvements fund.

Architectural Resources, Inc., located in Duluth, Minnesota, has had several consultant agreements with the city in recent years.

Requisition 12-0420

AMENDMENT TO AGREEMENT

The Agreement (the "Agreement") between City of Duluth ("Owner") and Architectural Resources, Inc. ("Architect") relating to the provision of architectural services relating to the relocation of Owner's MIS server room (the "Project") is amended as set forth below. Capitalized terms used in this Amendment but not defined herein shall have the meanings ascribed to them in the Agreement.

WHEREAS, the Owner and Architect entered into an Agreement on or about August 24, 2011; and

WHEREAS, the Owner has requested additional services from Architect related to the Project as described in more detail herein and Architect is willing and able to perform such services.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter contained, the parties agree as follows:

1. Paragraph I on page 1 of the Agreement is amended as follows:

I. *The Architect shall develop and prepare and/or administer the necessary schematic design, design development, construction and bidding documents, and on-site construction observation required for the:*

a. *Relocation of the MIS (Management Information Systems) Server Room located in Duluth City Hall, 411 West First Street, Duluth, Minnesota; and*

b. *New data closets with infrastructure wiring to server room.*

c. *Preconstruction meeting*

d. *Shop drawing review*

e. *Weekly construction meeting*

f. *Punch list*

g. *Project close-out*

h. *Design of new electric service and security*

- *Security off the electrical service and the uninterruptable power supply servicing the data center*
- *Code upgrades to the electric service and egress requirements*
- *Site work*

Project No 111B, hereinafter referred to as the "Project," as described in the program prepared by the City of Duluth, and in *Exhibit A, dated May 17, 2011 and Exhibit A-1, dated May 31, 2012*, which is are made a part hereof, in accordance with the Terms and Conditions of this Agreement.

2. Article 1.13 is amended as follows:

1.1.3 The services covered by this Agreement are subject to the time limitations contained in this Agreement or attachments made a part hereof. *The work included in Exhibit A of this contract shall be completed prior March 2012 and the work included in Exhibit A-1 shall be completed prior to January*

31, 2013.

3. The provisions of Section 1.1.12 through 1.1.27 of the original agreement, previously excluded from the Agreement, are now included and those provisions shall govern all related services.

4. Article 4.1 and 4.2 are amended as follows:

4.1 It is expressly agreed and understood that in no event shall the total amount to be paid by the Owner to the Architect under this Agreement exceed ~~Twenty-Four~~ **Forty-Two Thousand and no/100 Dollars (\$24,000.00 \$42,000)** for full and complete satisfactory performance, unless specified by means of written amendments to this Agreement as provided for herein. Such amount is payable from the Capital Improvements Fund 450, Dept/Agency 030 (Finance), Object 5520 (Buildings & Structures).

4.2 Compensation to be paid by the Owner to the Architect for the Architect's services specified in Paragraphs 1.1.1 through 1.1.12 shall in no event exceed ~~Twenty-Four~~ **Forty-Two Thousand and no/100 Dollars (\$24,000-\$42,000).**

5. Except as specifically amended pursuant to this Amendment, the Agreement remains in full force and effect. In the event of a conflict between the provisions of this Amendment and the provisions of the Agreement, the provisions of this Amendment shall govern.

IN WITNESS WHEREOF, the parties have set their hands the day and date first shown below.

CITY OF DULUTH

ARCHITECTURAL RESOURCES, INC.

By: _____
Its Mayor

By: _____
Its: _____
Date: _____

Attest: _____
Its City Clerk
Date: _____

By: _____
Its: _____
Date: _____

Countersigned:

By: _____
Its City Auditor

Approved as to form:

By: _____
Its City Attorney

EXHIBIT A-1

May 31, 2012 Proposal for additional services



ARCHITECTURAL
RESOURCES • INC.

May 31, 2012

Tari Rayala, AIA
City of Duluth – Architect's Office
1532 West Michigan Street
Duluth, MN 55806

**Professional Architectural and Engineering Services
MIS Relocation and MIS Infrastructure at Duluth City Hall**

Dear Tari:

Architectural Resources, Inc., (ARI) is pleased to submit this proposal for Architectural and Engineering Professional Services necessary to expand our scope of services as requested.

Our expanded scope of work would be the Construction Administration Phase including:

- Preconstruction meeting
- Shop drawing review
- Weekly construction meeting
- Punch list
- Project close-out
- Design of a new electric service and security.
 - Security off the electrical service and the uninterruptable power supply servicing the data center.
 - Code upgrades to the electric service and egress requirements.
 - Site work

ARI proposes lump sum of \$18,000.00 (eighteen thousand dollars) for the services listed above.

We look forward to working with you to successfully complete this project. If you have any questions, please call me at 218-263-6868.

Respectfully,
ARCHITECTURAL RESOURCES, INC.

David Jordan, P.E., Principal
Electrical Engineer

DJ/sr

ARCHITECTURE ■ ENGINEERING ■ LANDSCAPE ARCHITECTURE ■ INTERIOR DESIGN